

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, JULY 13 AND 14, 2009
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULT OF THE CLOSED SESSION MEETING

Only items that can be disclosed are reported out in the Open Session of the regular City Council Meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Assistant City Attorney Mary Jo Lanzafame reports the results of the Closed Session Meeting of July 13 and 14, 2009, as follows:

CLOSED SESSION MEETING FOR MONDAY, JULY 13, 2009

Closed Session Items were heard on Tuesday, July 14, 2009.

CLOSED SESSION MEETING FOR TUESDAY, JULY 14, 2009

ROLL CALL:

Present: Mayor Sanders, Council President Hueso, and Councilmembers Lightner, Gloria, DeMaio, Frye, and Emerald

Absent: Council President Pro Tem Faulconer - CD-2 (Absent for the meeting.)
Councilmember Young - CD-4 (Absent for the meeting.)

CLOSED SESSION ITEMS:

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

CS-1 *Center for Biological Diversity et al., v. Jim Bartel, et al.*
U.S. District Court Case No. 98cv2234; Ninth Circuit Appeal No. 06-56851

DCAs Assigned: A. Dixon; C. Leone; G. Schaefer

Report: This item was pulled, therefore, not heard by Council.

CS-2 *City of San Diego v. Dudek & Associates*

DCA Assigned: Jon E. Taylor

Report: This item was pulled, therefore, not heard by Council.

CS-3 *Border Business Park, Inc. v. City of San Diego*

San Diego Superior Court Case No. GIC692794;

National Enterprises, Inc. v. City of San Diego

San Diego Superior Court Case No. GIC730011; and

Otay Acquisitions, LLC v. City of San Diego

San Diego Superior Court Case No. GIC753247,

DCA Assigned: D. Karlin

Report: Nothing to report

CS-4 *Frazier v. City of San Diego*

San Diego Superior Court Case No. 37-2008-00091840-CU-MC-CTL

DCA Assigned: D. Karlin

Report: Nothing to report

Conference with Real Property Negotiator, pursuant to California Government Code section 54956.8:

CS-5 Property: 3220 Sports Arena Blvd., San Diego, CA 92110
(APN-441-590-04 Portion)

Agency Negotiator: James Barrick, Director Real Estate Assets Department

Negotiating Parties: City of San Diego; Pier One Imports (U.S.), Inc.

Under Negotiation: Lease extension for Pier One Imports

DCA Assigned: B. Ladewig

Report: Nothing to report

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CS-6 Property: 3889 Midway Drive, San Diego, CA 92110; Stonewood Garden Apartments Land

Agency Negotiator: James Barrick, Director, Real Estate Assets Department

Negotiating Parties: City of San Diego; San Diego Housing Commission

Under Negotiation: Purchase of fee interest in land under Stonewood Garden Apartments

DCA Assigned: B. Ladewig

Report: Nothing to report

REPORTED BY:


Mary Jo Lanzafame
Assistant City Attorney